

Duties of commissioners.

Overseer.

Chairman.

Vacancies.

Duty of commissioners.

Land owners to furnish tools, &c.

Proviso.

Proviso.

Duty of overseers.

five commissioners, land owners on said stream or water course, whose duty it shall be, as soon as practicable, to lay off said water course or stream, between the designated points into convenient sections, and for each section appoint one overseer, who shall also be a land owner on the section for which he is appointed, and he shall hold his office for the term of three years, or until his successor is appointed.

SEC. 6. That a majority of said commissioners shall have power to select one of their number chairman, and may fill any vacancies in their number or that of the overseers, and in case they fail to fill any vacancy, then the commissioners of the county or the judge of the superior court, as the case may be, shall fill the same upon application of any one or more persons interested in the same.

SEC. 7. The said commissioners, so appointed, shall estimate the number of acres of bottom land on said stream or water course between said designated points, and shall furnish each overseer with the said estimate for his section, and after five days' notice by said overseer, each land owner shall furnish appropriate tools and work on said stream or water course under the supervision of the overseer for not more than four days in any one year for every fifteen acres of land so estimated, or in that proportion for a greater or less number of acres: *Provided*, That in lieu of such work any such land owner may pay in money such sum as the commissioners may assess against him as a fair compensation according to the benefits accruing to such land owners: *Provided, further*, That said commissioners, in their discretion, may order any or all the overseers with their respective hands, when deemed necessary, to work at any point on said stream or streams.

SEC. 8. That it shall be the duty of the said overseers, under the directions of the said commissioners with the persons so assigned, or the money so received by assessment against the land owners, to clean out the channels,